

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

DAVID CHARLES THATCHER,

Plaintiff,

No. CIV S-04-2547 MCE CMK P

vs.

M. PENNER, MD, et al.,

Defendants.

ORDER

_____/

Plaintiff, a state prisoner, is proceeding pro se with a civil rights action pursuant to 42 U.S.C. § 1983.

By an order filed March 23, 2005, this court ordered plaintiff to complete and return to the court, within thirty days, the USM-285 forms and copies of his complaint which are required to effect service on the defendants. On April 12, 2005, plaintiff submitted the completed summons, the completed USM-285 forms for M. Penner and Scott Kernan but failed to file the completed USM-285 form for CSP Sacramento and four copies of the complaint filed December 1, 2004.

Accordingly, IT IS HEREBY ORDERED that:

1. The Clerk of the Court is directed to return the copy of the complaint submitted by plaintiff on December 1, 2004; and

1 2. Within thirty days, plaintiff shall submit to the court the completed USM-285
2 form for CSP Sacramento and four copies of the complaint filed December 1, 2004 required to
3 effect service. Failure to return the copies within the specified time period will result in a
4 recommendation that this action be dismissed.

5 DATED: April 22, 2005

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8 /s/ CRAIG M. KELLISON
9 Craig M. Kellison
10 UNITED STATES MAGISTRATE JUDGE

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